IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 24241 of 2006

DATED: 22.11.2006

Between:

Bongoni Mondaiah petitioner

And

The Singareni Collieries Company Ltd
Srirampur Area Divisional MR:Mancherial,
Adilabad dist and another Respondents

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION NO. 24241 OF 2006

ORAL ORDER:

The present writ petition is filed questioning the action of first respondent in not considering the case of the petitioner for allotment of quarter No.SD-54 in RK-8 colony, Srirampur division as illegal.

The petitioner is employed in the respondent company as General Mazdoor. The petitioner claims that he is in occupation of Quarter NO.SD-54 in RK-8 colony for the last about ten years. While so, by proceedings dated 22.6.2006, the said quarter was allotted to second respondent. The grievance of the petitioner is that he is in occupation of the subject quarter and is senior to second respondent and without considering his case for allotment of the said quarter, the same was allotted to second respondent illegally. Before allotting the subject quarter to second respondent, the first respondent issued proceedings dated 4.4.2006 directing the petitioner to vacate the quarter on or before 20.4.2006 and in default to pay penal rent. Hence, the present writ petition.

Learned Standing Counsel for respondent company submitted that the petitioner is in illegal occupation of the subject quarter for more than ten years, as such proceedings dated 4.4.2006 were issued to him to vacate the quarter and the same cannot be termed as illegal.

Heard learned counsel for petitioner and learned Standing Counsel for respondent company. Both counsel agreed for disposal of

the writ petition at the admission stage.

A perusal of the record would disclose that pursuant to issuance of proceedings dated 4.4.2006 directing the petitioner to vacate the subject quarter and proceedings dated 22.6.2006 allotting the same to the second respondent, the petitioner did not approach the first respondent with a request to allot the said quarter in his name nor made any representation to that effect and has chosen to straightaway file the present writ petition. Be that as it may, the allotment of the quarter or otherwise is the subject matter to be considered by the first respondent and the same cannot be monitored by this Court.

In the circumstances, the writ petition is disposed of directing the petitioner to make a representation to the first respondent. If any such representation is made, the first respondent is directed to consider the same and pass appropriate orders in accordance with law, expeditiously, preferable within a period of two months from the date of submission of representation by the petitioner. No costs.

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N.V.RAMANA,J

DATE: 22.11.2006
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